IN THE HIGH COURT OF JUDIATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.3868 OF 2003

Ramchandra Bapu Dige .. Petitioner.
Vs.
Sarjerao Vasantrao Patil .. Respondent.

Dr.V.K.Choudhary for the petitioner.
Mr.Pradip Pachore for the respondent.

CORAM : D.B.BHOSALE, J.

DATED : 8TH OCTOBER, 2004

P.C.:

. Mr.Choudhary, learned counsel for the petitioner and Mr.Pachore, learned counsel for the respondent.

2. By consent of the learned counsel for the parties taken up for final hearing.

3. By this writ petition, the petitioner has challenged the order dated 28.1.2003 passed in Miscellaneous Civil Appeal No.7/2002 by which the appeal was allowed and the order passed by the trial court below Exhibit-5 in R.C.S. No.432 of 2001 was quashed and set aside. Rule was issued in the writ petition on 10th September, 2003 and the parties were directed to maintain status quo until further orders. Today, the learned counsel

appearing for the parties jointly submitted that I need not examine merits of the writ petition and the same be disposed of by directing the trial court to dispose of the suit within time frame and until then the order of status quo that was granted in the writ petition on 18th June, 2003 be continued. After having heard the learned counsel for the parties and considering the overall facts and circumstances of the case, in my opinion, the following order shall meet the ends of justice:

. The trial court shall dispose of R.C.S.No.432 of 2001 as expeditiously as possible and preferrably within a period of nine months from the date of receipt of this order. The petitioner to communicate this order to the trial court within four weeks from today. The order of status quo that was granted on 18th June, 2003 in the instant writ petition shall remain operative till the disposal of the suit.

. The trial court shall decide the suit in accordance with law and uninfluenced by the orders passed while dealing with the application - Exhibit-5.

. The writ petition is, accordingly, disposed of.

(D.B.Bhosale, J.)